विधि, न्याय और कंपनी कार्य मंत्रालय में राज्य मंत्री (श्री हंसराज भारद्वाज) :

(क) जी नहीं।

(ख) और (ग) प्रश्न ही नहीं उठता।

Cases pending in Delhi Courts

2060. SHRI KRISHNA KUMAR BIRLA: Will the PRIME MINISTER be pleased to state:

(a) what is the number of cases pending in the Delhi Courts at the end of 1992;

(b) the number of cases disposed of by the Delhi Courts in 1992 as compared to the cases disposed of in 1991;

(c) what is the overall impact of strike on the judicial process;

(d) the steps taken by Government to amicably resolve the issue involved and the present position thereof; and

(e) the manner in which Government propose to step up the judicial process in 1993 to mitigate the hardships being faced by the litigants?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) Pendency of cases in Delhi Courts:

Delhi High Court—1,44,207 (As on 30.6.1992)

District/Subordinate Courts in Delhi.—4,85,110 (As on 31-12-1992).

(b) Name of Court	No. of cases disposed of	
	1991	1992
Delhi High Court	41,652	21,181 (up to 30-6-92)
District/Subordinate Courts in Delhi	3,84,119	4,03,813

(c) The strike delayed the disposal of cases and resulted in increase of pendency of cases.

(d) and (e) Discussions were held with all concerned including the representatives of various Bar Associations to improve functioning of Courts in Delhi in 1993.

Directives of Election Commission of India to the Electoral Officers of the State Governments

2061. DR. MURLI MANOHAR JOSHI: Will the PRIME MINISTER be pleased to state:

(a) whether it is a fact that the Election Commission of India have issued directives to the Electoral Officers of the State Governments that the names of the foreigners enrolled in the voter lists are to be identified and deleted;

(b) if so, what are the details thereof;

(c) whether it is a fact that a senior minister of the West Bengal Government had issued instructions through the Chief Secretary of West Bengal as published in the Sunday Statesman of 1st November, 1992 that the process is to be stopped;

(d) whether it is also a fact that DPO's and ARO's of 17 districts in West Bengal have prepared a list of more than a lakh Bangladeshis whose names have found place in the voters list; and

(e) what action has been taken to ensure that the instructions of the Chief Election Commissioner are strictly adhered to?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a), (b) and (c) The Election Commission for the purposes of intensive revision of electoral rolls in areas having substantial presence of foreign nationals has formulated scheme of Special enumeration procedure, a copy of which is laid on the Table of the House as Statement. (*See below*) Electoral officers of all the States (excepting J & K) and Union Territories were asked by the Election Commission to strictly follow these guidelines. The Central Government has also asked all the State Governments (excepting J & K) and Union Territories to follow the instructions of the Election Commission.

(c) No, Sir.

(d) No, Sir.

Statement

Scheme

Intensive revision of rolls with reference to 1.1.1993 as the qualifying date—Special enumeration procedure in areas having substantial presence of foreign nationals.

The Commission has directed that the following procedure should be adopted in areas where there is a substantial number of foreign nationals:—

1. The assembly constituencies where there is a largt scale presence of foreign nationals should be identified first by the State Government authorities concerned and within each assembly constituency the polling areas having a substantial presence of foreign nationals should also be likewise identified by those authorities.

2. In case the enumerators are to cover more than one polling area in two or more rounds, top priority should be given for the identified areas and enumeration of these areas should be taken up first and the enumeration work should be completed there by the 31st August, 1992.

3. The enumeration of the household in the identified areas will be done in the case of other areas by house-to-house visits by enumerators and collection of requisite information about occupants of the dwelling unit in the polling areas in the existing electoral cards.

4. The information collected by the enumerators for given areas should be consolidated for each assembly constituency and furnished to the District Collector/Dy. Commissioner/Distt. Magistrate/Distt. Officer.

5. The District Collector, etc., shall get the names in these consolidated lists in respect of each assembly constituency verified through the police, intelligence agencies or such other authorities as may be considered appropriate by them, with particular reference to the citizenship of the persons enumerated as per the consolidated list.

6. The question of citizenship of each individual includes in the list should be decided either way by the District Collectors, etc., by the 7th October, 1992.

7. Electoral Registration Officer will thereafter prepare a draft electoral roll on the basis of the lists verified by the District Collectors, etc. In the draft electoral roll, Electoral Registration Officer shall include only those names which are certified by the District Collectors, etc. an Indian citizen after verification.

8. The draft rolls so prepared shall be published inviting claims and objections alongwith draft publication of rolls of other areas.

9. Any person who is enumerated by the enumerator in the identified area but whose name has not been included in the draft electoral roll on the basis of the verification of citizenship made by the District Collector etc., can, if he so desires, file an application for inclusion of his name in the prescribtd Form 6 appended to the Registration of Electors Rules 1960. In such a case the onus of proof that he is a citizen of India is on the

applicant who has filed a claim application. The Electoral Registration Officer will decide such case on the basis of the evidence adduced by the claimant. He can also make use of information furnished by the District Collector, etc., and any additional information available with the District Collector, etc., and in relation to that person on the basis of which the District Collectors, etc., in relation to that person on the basis of which the Disrict Collectors, etc., had decided that the person is not an Indian citizen.

10. Publicity about the special enumeration procedure may be given through the print media, electronic media and by other means so that all those interested can help in the preparation of error-free electoral roll.

Vacancies of Judges in High Courts

2062. SHRI KAMAL MORARKA: Will the PRIME MINISTER be pleased to state:

(a) the details of vacancies of judges in different High Courts at present;

(b) since when these vacancies have not been filled up; and

(c) the steps taken/being taken to fill up all the vacancies at the earliest?

THE MINISTER OF STATE IN THE MINISTRY OF LAW, JUSTICE AND COMPANY AFFAIRS (SHRI H. R. BHARDWAJ): (a) The requisite information is given in the enclosed Statement-I. (*See* below)

(b) The requisite information is given in the enclosed Statement-II. (*See* below)

(c) The process of consultation among the concerned constitutional authorities for filling up the existing vacancies is on.

Statement-I

As on 1-3-1993

S. No.	High court	No. of Vacancies
1	Allahabad	4
2	Andhra Pradesh	3
3	Bombay	7
4	Calcutta	11
5	Delhi	5
6	Guahati	5
7	Gujarat	3
8	Himachal Pradesh	3
9	Jammu & Kashmir	1
10	Karnataka	5
11	Kerala	1
12	Madhya Pradesh	5